



ELECTRONIC INFORMATION DISCLOSURE STATEMENT

Electronic Version v18

Stylesheet Version v18.0

Title of
Invention

ELECTROSURGICAL APPARATUS AND METHODS FOR
CUTTING TISSUE

Application Number: 10/082017
Confirmation Number: 4438
First Named Applicant: Scott Ciarrocca
Attorney Docket Number:



Search string: (5122138 or 5190517 or 5192280 or 5330470
or 5366443 or 5647869 or 5662680 or 5417687
or 5843019 or 5871469 or 4967765 or 5197963
or 5267997 or 5290282 or 5314406 or 5324254
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or 6013076 or 6015406 or 6027501 or 6039734
or 6056746 or 6068628).pn.

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US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

| init | Cite.No. | Patent No. | Date | Patentee | Kind | Class | Subclass |
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| 18 | 5395312 | 1995-03-07 | Desai |
| 19 | 5944715 | 1999-08-31 | Goble et al. |
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| 22 | 4936301 | 1990-06-26 | Rexroth et al. |
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| 24 | 4979948 | 1990-12-25 | Geddes et al. |
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| 26 | 5195959 | 1993-03-23 | Smith |
| 27 | 5700262 | 1997-12-23 | Acosta et al. |
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| 33 | 5697536 | 1997-12-16 | Eggers et al. |
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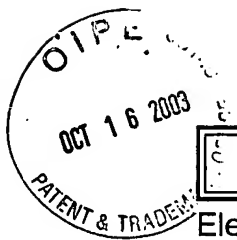
Remarks

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This submission is part 3 of 6 parts each submitted on October 16, 2003. The first part of this submission (part 1) has been concomittently filed via priority mail (1 box) with instructions for the PTO to charge the proper fee. Accordingly, we do not believe that this part (part 3) of this IDS submission should require an additional fee. Please charge our deposit account not more than one IDS submission fee for the entire submission consisting of six parts. Thank you.

Signature

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| 16 | 4593691 | 1986-06-10 | Lindstrom et al. |
| 17 | 4931047 | 1990-06-05 | Broadwin et al. |
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| 30 | 4043342 | 1997-08-23 | Morrison, Jr. |
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| 32 | 4248231 | 1981-02-03 | Herczog et al. |
| 33 | 4326529 | 1982-04-27 | Doss et al. |
| 34 | 4381007 | 1983-04-26 | Doss |
| 35 | 4476862 | 1984-10-16 | Pao |
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| 41 | 5725524 | 1998-03-10 | Mulier et al. |
| 42 | 4232676 | 1980-11-11 | Herczog |
| 43 | 5007908 | 1991-04-16 | Rydell |
| 44 | 5370675 | 1994-12-06 | Edwards et al. |
| 45 | 5383917 | 1995-01-24 | Desai et al. |
| 46 | 4040426 | 1977-08-09 | Morrison, Jr. |

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| 49 | 4823791 | 1989-04-25 | D'Amelio et al. |
| 50 | 5098431 | 1992-03-24 | Rydell |

Remarks

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| Examiner Name | Date |
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| <i>[Signature]</i> | 1/22/04 |

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Search string: (6074386 or 6090106 or 6093186 or 6228081
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| | 4 | 6228081 | 2001-05-08 | Goble | | | |
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| | 6 | 6293942 | 2001-09-25 | Goble et al. | | | |
| | 7 | 6306134 | 2001-10-23 | Goble et al. | | | |
| | 8 | 3815604 | 1974-06-11 | O'Malley et al. | | | |
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US Patent Documents

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US Published Applications

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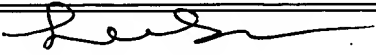
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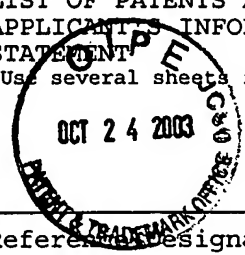

Remarks

Note: Remarks are not for responding to an office action.

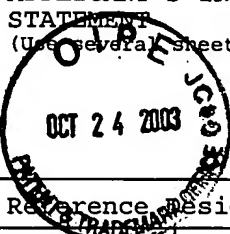
This submission is part 5 of 6 parts each submitted on October 16, 2003. The first part of this submission (part 1) has been concomittently filed via priority mail (1 box) with instructions for the PTO to charge the proper fee. Accordingly, we do not believe that this part (part 5) of this IDS submission should require an additional fee. Please charge our deposit account not more than one IDS submission fee for the entire submission consisting of six parts. Thank you.

Signature

| Examiner Name | Date |
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|  | 1/20/04 |

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|--|---|----------|--|-------|--|----------------------|
| FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | | | Attorney Docket No. <div style="text-align: center; font-weight: bold;">G-4</div> | | Application No.: <div style="text-align: center; font-weight: bold;">10/082,017</div> | |
|  | | | Applicant: Scott A. Ciarrocca | | | |
| | | | Filing Date: February 25, 2002 | | Group: 3739 | |
| Reference Designation U.S. PATENT DOCUMENTS | | | | | | |
| Examiner Initial | Document No. | Date | Name | Class | Sub-class | Filing Date |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
| | Document No. | Date | Country | Class | Sub-class | Translation (yes/no) |
| <input checked="" type="checkbox"/> AA | EP 0 694 290 | 11/15/00 | Europe | A61B | 18/04 | |
| <input type="checkbox"/> AB | 92/21278 | 12/10/92 | WIPO | A61B | 5/04 | |
| <input type="checkbox"/> AC | 94/08654 | 04/28/94 | WIPO | A61M | 37/00 | |
| <input type="checkbox"/> AD | 97/00647 | 01/09/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> AE | 97/00646 | 01/09/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> AF | EP 0 703 461 | 03/27/96 | Europe | G01R | 27/02 | |
| <input type="checkbox"/> AG | EP 0 754 437 | 01/22/97 | Europe | A61B | 17/39 | |
| <input type="checkbox"/> AH | 97/48345 | 12/24/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> AI | 98/27880 | 07/02/98 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> AJ | 2 327 350 | 01/27/99 | UK | A61B | 17/39 | |
| <input type="checkbox"/> AK | 2 327 351 | 01/27/99 | UK | A61B | 17/39 | |
| <input type="checkbox"/> AL | 2 327 352 | 01/27/99 | TECHNOLOGY CENTER R3700 | A61B | 17/39 | |
| <input type="checkbox"/> AM | 3930451 | 03/21/91 | Germany | A61B | 17/39 | |
| <input checked="" type="checkbox"/> AN | 57-57802 | 04/05/82 | JP | A61B | 1/00 | |
| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | |
| <input checked="" type="checkbox"/> AO | Pearce, John A. (1986) <i>Electrosurgery</i> , pgs. 17, 69-75, 87, John Wiley & Sons, New York. | | | | | |
| <input type="checkbox"/> AP | J.W. Ramsey et al. <i>Urological Research</i> Vol. 13, pp. 99-102 (1985). | | | | | |
| <input type="checkbox"/> AQ | V.E. Elsasser et al. <i>Acta Medico Technica</i> Vol. 24, No. 4, pp. 129-134 (1976). | | | | | |
| <input type="checkbox"/> AR | P.C. Nardella (1989) <i>SPIE</i> 1068:42-49 Radio Frequency Energy and Impedance Feedback | | | | | |
| <input type="checkbox"/> AS | R. Tucker et al., Abstract P14-11, p. 248, "A Bipolar Electrosurgical Turp Loop" | | | | | |
| <input type="checkbox"/> AT | R. Tucker et al. <i>J. of Urology</i> Vol. 141, pp. 662-665, (1989). | | | | | |
| <input type="checkbox"/> AU | R. Tucker et al. <i>Urological Research</i> Vol. 18, pp. 291-294 (1990). | | | | | |
| <input checked="" type="checkbox"/> AV | Kramolowsky et al. <i>J. of Urology</i> Vol. 143, pp. 275-277 (1990). | | | | | |
| EXAMINER  DATE CONSIDERED 1/25/04 | | | | | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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| FOREIGN PATENT DOCUMENTS | | | | | | |
| | Document No. | Date | Country | Class | Sub-class | Translation (yes/no) |
| <input checked="" type="checkbox"/> AW | WO 95/34259 | 12/21/95 | WIPO | A61F | 5/48 | |
| <input type="checkbox"/> AX | WO 93/13816 | 07/22/93 | WIPO | A61B | 17/36 | |
| <input type="checkbox"/> AY | WO 90/07303 | 07/12/90 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> AZ | WO 94/04220 | 03/03/94 | WIPO | yes | A61N | 1/06 |
| <input type="checkbox"/> BA | 0 740 926 A2 | 11/06/96 | EP | A61B | 17/39 | |
| <input type="checkbox"/> BB | 96/00042 | 01/04/96 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BC | 97/24073 | 07/10/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BD | 97/24993 | 07/17/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BE | 97/24994 | 07/17/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BF | 97/48346 | 12/24/97 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BG | 98/07468 | 02/26/98 | WIPO | A61N | 1/40 | |
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| <input type="checkbox"/> BI | 2 308 980 | 07/16/97 | GB | A61B | 17/36 | |
| <input type="checkbox"/> BJ | 2 308 981 | 07/16/97 | GB | A61B | 17/36 | |
| <input type="checkbox"/> BK | 57-117843 | 07/22/82 | JP | A61B | 17/39 | |
| <input type="checkbox"/> BL | 99/51158 | 10/14/99 | WIPO | A61B | 17/39 | |
| <input type="checkbox"/> BM | 99/51155 | 10/14/99 | WIPO | A61B | 17/36 | |
| <input type="checkbox"/> BN | 98/27879 | 07/02/98 | WIPO | A61B | 17/36 | |
| <input checked="" type="checkbox"/> BO | WO 97/24074 | 07/10/97 | WIPO | A61B | 17/39 | |
| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | |
| <input checked="" type="checkbox"/> BP | Kramolowsky et al. <i>J. of Urology</i> Vol. 146, pp. 669-674 (1991). | | | | | |
| <input type="checkbox"/> BQ | Slager et al. <i>Z. Kardiol.</i> 76:Suppl. 6, 67-71 (1987). | | | | | |
| <input type="checkbox"/> BR | Slager et al. <i>JACC</i> 5(6):1382-6 (1985). | | | | | |
| <input checked="" type="checkbox"/> BS | Olsen MD, Bipolar Laparoscopic Cholecstectomy Lecture (marked confidential), 10/07/91 | | | | | |
| EXAMINER <i>[Signature]</i> | | DATE CONSIDERED <i>1/20/04</i> | | | | |

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| | | Applicant: Scott A. Ciarrocca | | | |
| RECEIVED OCT 28 2003 | | Filing Date: | | Group: 3739 | |
| | | February 25, 2002 | | | |
| Reference Designation: TECHNOLOGY CENTER R3708. PATENT DOCUMENTS | | | | | |
| Examiner Initial | Document No. | Date | Name | Class | Sub-class |
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| FOREIGN PATENT DOCUMENTS | | | | | |
| | Document No. | Date | Country | Class | Sub-class |
| BT | 90/03152 | 04/05/90 | WIPO | A61B | 17/39 |
| BU | 2313949 | 01/07/77 | France | A61N | 3/02 |
| BU1 | 93/20747 | 10/28/93 | WIPO | A61B | 5/00 |
| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | |
| BV | Codman & Shurtleff, Inc. "The Malis Bipolar Electrosurgical System CMC-III Instruction Manual" 7/1991 | | | | |
| BW | Valley Forge's New Products, CLINICA, 475, 5, 11/6/91 | | | | |
| BX | Valley Forge Scientific Corp., "Summary of Safety and Effective Information from 510K," 1991 | | | | |
| BY | Codman & Shurtleff, Inc. "The Malis Bipolar Coagulating and Bipolar Cutting System CMC-II" brochure, early 1991 | | | | |
| BZ | L. Malis, "The Value of Irrigation During Bipolar Coagulation" See ARTC 21602, early 4/9/93 | | | | |
| CA | L. Malis, "Excerpted from a seminar by Leonard I. Malis, M.D. at the 1995 American Association of Neurological Surgeons Meeting," 1995 | | | | |
| CB | L. Malis, "Electrosurgery, Technical Note," J. Neursurg., Vol. 85, 970-975, 11/96 | | | | |
| CC | Ian E. Shuman, "Bipolar Versus Monopolar Electrosurgery: Clinical Applications," Dentistry Today, Vol. 20, No. 12, 12/01 | | | | |
| CD | Protell et al., "Computer-Assisted Electrocoagulation: Bipolar v. Monopolar in the Treatment of Experimental Canine Gastric Ulcer Bleeding," Gastroenterology Vol. 80, No. 3, pp. 451-455 | | | | |
| CE | Cook and Webster, "Therapeutic Medical Devices: Application and Design," 1982 | | | | |
| CF | Valleylab SSE2L Instruction Manual, 1/6/83 | | | | |
| CG | Robert D. Tucker et al., "Demodulated Low Frequency Currents from Electrosurgical Procedures," Surgery, Gynecology and Obstetrics, 159:39-43, 1984 | | | | |
| CH | Lu, et al., "Electrical Thermal Angioplasty: Catheter Design Features, In Vitro Tissue Ablation Studies and In Vitro Experimental Findings," Am J. Cardiol Vol. 60, pp. 1117-1122 | | | | |
| EXAMINER <i>[Signature]</i> | | DATE CONSIDERED 1/20/02 | | | |

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| FORM PTO-1449 (Modified) | | Attorney Docket No. G-4 | | Application No.: 10/082,017 | | |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) OCT 24 2003 <div style="text-align: center; font-size: 1.5em; font-weight: bold;">RECEIVED</div> <div style="text-align: center; font-size: 1.2em; font-weight: bold;">OCT 28 2003</div> | | Applicant: Scott A. Ciarrocca | | | | |
| | | Filing Date: February 25, 2002 | | Group: 3739 | | |
| Reference Designation TECHNOLOGY CENTER R3700 U.S. PATENT DOCUMENTS | | | | | | |
| Examiner Initial | Document No. | Date | Name | Class | Sub-class | Filing Date |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
| | Document No. | Date | Country | Class | Sub-class | Translation (yes/no) |
| <u>CH2</u> | 03/024339 | 3/27/03 | WO | | | |
| <u>CH2</u> | 2 379 878 | 3/26/03 | GB | | | |
| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | |
| <u>CH3</u> | Selikowitz & LaCourse, "Electric Current and Voltage Recordings on the Myocardium During Electrosurgical Procedures in Canines," <i>Surgery, Gynecology & Obstetrics</i> , Vol. 164, 219-224, March 1987 | | | | | |
| — CI | J. O'Malley, Schaum's Outline of Theory and Problems of Basic Circuit Analysis, McGraw-Hill, 2 nd Ed., 1992, pp. 3-5 | | | | | |
| — CJ | Arnaud Wattiez et al., "Electrosurgery in Operative Endoscopy," <i>Electrosurgical Effects</i> , Blackwell Science, pp. 85-93, 1995 | | | | | |
| — CK | Leslie A. Geddes, "Medical Device Accidents: With Illustrative Cases" CRC Press, 1998 | | | | | |
| — CL | Wyeth, "Electrosurgical Unit" pp. 1181-1202 | | | | | |
| — CM | C.P. Swain, et al., <i>Gut</i> Vol. 25, pp. 1424-1431 (1984) | | | | | |
| — CN | Piercey et al., <i>Gastroenterology</i> Vol. 74(3), pp. 527-534 (1978) | | | | | |
| — CO | A.K. Dobbie <i>Bio-Medical Engineering</i> Vol. 4, pp. 206-216 (1969) | | | | | |
| — CP | B. Lee et al. <i>JACC</i> Vol. 13(5), pp. 1167-1175 (1989) | | | | | |
| — CQ | K. Barry et al. <i>American Heart Journal</i> Vol. 117, pp. 332-341 (1982) | | | | | |
| — CR | W. Honig <i>IEEE</i> pp. 58-65 (1975) | | | | | |
| — CS | Jacob Kline, <i>Handbook of Biomedical Engineering</i> , Academic Press Inc., N.Y., pp. 98-113, 1988 | | | | | |
| — CT | M.B. Dennis et al. "Evolution of Electrofulguration in Control of Bleeding of Experimental Gastric Ulcers," <i>Digestive Diseases and Sciences</i> , Vol. 24, No. 11, 845-848 | | | | | |
| — CU | Letter from Department of Health to Jerry Malis dated April 15, 1985 | | | | | |
| — CV | Letter from Jerry Malis to FDA dated July 25, 1985 | | | | | |
| — CW | Letter from Department of Health to Jerry Malis dated 04/22/91 | | | | | |
| <u>CX</u> | Leonard Malis, "Instrumentation for Microvascular Neurosurgery" <i>Cerebrovascular Surgery</i> , Vol 1, 245-260, 1985. | | | | | |
| EXAMINER <u> </u> | | DATE CONSIDERED <u>11/25/01</u> | | | | |

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